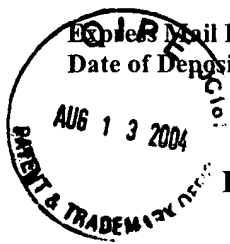


Exhibit Label No.: EV392161543US

Date of Deposit: August 13, 2004

Attorney Docket No. 15966-552 CON-S8 (CURA 52 CON-S8)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**COPY**

APPLICANTS: Shimkets, *et al.*

SERIAL NUMBER: 09/977,418

EXAMINER: Misook Yu, Ph.D.

FILING DATE: October 15, 2001

ART UNIT: 1642

FOR: Novel Nucleic Acid Sequences Encoding Human Breast Tumor-Associated Protein 47-Like Polypeptides

**MAIL STOP PETITION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

August 13, 2004

Boston, Massachusetts

**PETITION AND AMENDMENT TO CORRECT INVENTORSHIP IN A  
NONPROVISIONAL PATENT APPLICATION UNDER 37 C.F.R. §1.48(b) – FEWER  
INVENTORS DUE TO AMENDMENT OR CANCELLATION OF CLAIMS**

Dear Sir:

The prosecution of the above-identified nonprovisional application has resulted in the cancellation of claims so that fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the instant application. Therefore, Applicants submit this Petition and Amendment to correct inventorship by deleting the following name(s):

**John Hermann  
Corine Vernet**

The invention of each of the above listed inventor(s) is no longer being claimed in the instant nonprovisional application.

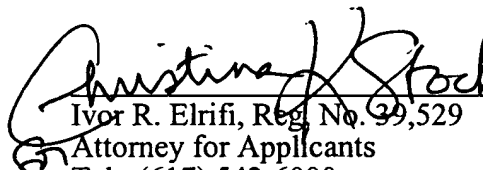
This Petition and Amendment is being filed in conjunction with a Preliminary Amendment and Response to the July 13, 2004 Restriction Requirement in order to delete those inventors who were correctly named in the instant application as filed, but are not inventors of the invention recited by the pending claims, as amended.

**Shimkets, et al.**  
**U.S.S.N. 09/977,418**

Applicants submit herewith the appropriate fee set forth in 37 C.F.R. §1.17(h). The Commissioner is hereby authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 15966-552 CON-S8 (CURA 52 CON-S8).

Should the Commissioner have any questions concerning this petition, he is invited to telephone the undersigned at the number provided.

Respectfully submitted,

  
Ivor R. Elrifi, Reg. No. 99,529  
Attorney for Applicants  
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Fax: (617) 542-2241  
Customer No.: 30623

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